



UNITED STATES PATENT AND TRADEMARK OFFICE

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Paper No. 9

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OFFICE OF PETITIONS

In re Application of :
Dideriksen, Feller, Harris, and :
Novak : DECISION ACCORDING STATUS
Application No. 09/817,902 : UNDER 37 CFR 1.47(a)
Filed: 26 March, 2001 :
Attorney Docket No. MS1-786US :

This is in response to the twice renewed petition under 37 CFR 1.47(a)¹ filed on 7 March, 2003.

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Chris Feller, has refused to join in the filing of the above-identified application after having been sent a copy of the application papers via E-mail. The non-signing inventor subsequently responded by E-mail stating his refusal to sign.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the declaration. Notice of the filing of this application will also be published in the Official Gazette.

¹A grantable petition under 37 CFR 1.47(a) requires:

- (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings);
- (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116;
- (3) the petition fee; and
- (4) a statement of the last known address of the non-signing inventor.

The \$130.00 fee filed with the present request for reconsideration is unnecessary and will be credited to counsel's deposit account, No. 12-0769.

The application is being forwarded to Technology Center 2100 for examination in due course.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.

A handwritten signature in cursive script, appearing to read "D. Wood".

Douglas I. Wood
Petitions Attorney
Office of Petitions